

United States Bankruptcy Court
Western District of Michigan

One Division Ave., NW
Room 200
Grand Rapids, MI 49503

IN RE: Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):

Joseph Thomas Klimas
11128 Long Lake Drive
Sparta, MI 49345-9543
SSN: xxx-xx-0158
Tax ID: 38-3152196

Cheryl Lynn Klimas
11128 Long Lake Drive
Sparta, MI 49345-9543
SSN: xxx-xx-4126
Tax ID: TR-2255123

Debtor(s)

Case Number 06-01849-jrh

Chapter 13

Honorable Jeffrey R. Hughes

NOTICE OF HEARING

Notice is hereby given that a response having been filed pursuant to Local Bankruptcy Rule 9013 and, therefore, a Final Hearing will be held before the Hon. Jeffrey R. Hughes on:

June 22 , 2006 at 9:00 am at One Division Ave, N.W., 3rd Floor, Courtroom C, Grand Rapids, MI 49503

To consider and act upon the following matter:

DEBTORS' MOTION TO SELL REAL PROPERTY

NOTICE IS HEREBY GIVEN that the court may, in its' discretion, orally continue or adjourn the above hearing on the record in open court. If this occurs, parties in interest will not be given further written notice of the continued or adjourned hearing. If an entity is not present at the originally scheduled hearing, information regarding the time, date and place of an orally continued or adjourned hearing may be obtained at the Clerk's office from the court files or docket.

Dated: June 5, 2006

/S/ _____
Shelli Combs
Deputy Clerk

This Notice has been returned to Jon D. Stratman . It is Jon D. Stratman (s'/s) responsibility to ensure that service of this Notice and the referenced Motion is made upon the appropriate parties. (sc)

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF MICHIGAN

In re: JOSEPH THOMAS KLIMAS and
CHERYL LYNN KLIMAS,
Debtors.

HG 06-01849
Chapter 13
Hon. Jeffrey R. Hughes

MOTION TO SELL REAL PROPERTY

NOW COME the Debtors, by and through their attorneys, David Andersen & Associates, and ask the Court to authorize the Debtors to sell the following real property on the following terms and conditions:

1. The Debtors filed for Chapter 13 bankruptcy on April 27, 2006. The confirmation hearing is scheduled for July 13, 2006.
2. The property to be sold is commonly known as 3230 68th Street SE, Dutton, Michigan.
3. This property is owned free and clear, it is not currently subject to any mortgage.
4. The property is to be sold to Thomas VanLaan, representing the VanLaan Family L.L.C. The buyer is unrelated to the Debtors.
5. The fair market value of this property is \$139,900.00 according to Schedule A. The 2006 State Equalized Value multiplied by two equals \$87,400.00.
6. The property is to be sold for \$107,000.00.
7. The proceeds from the sale will be distributed in the following approximate amounts:
 - A. \$10,261.31 to pay costs related to the sale of the property.
 - B. \$96,738.69 to the trust account of the Debtors' attorneys. \$15,000.00 of this amount has been exempted from the bankruptcy estate, and will be immediately available to the Debtors. The remaining non-exempt proceeds of \$81,738.69 will be held in trust by the Debtors' attorneys, who will deliver the funds to the Trustee upon confirmation of the Chapter 13 plan.

WHEREFORE the Debtors ask the Court for authorization to enter into the transaction described above.

Date: May 24, 2006

/S/ Jon D. Stratman (P63221)
David Andersen & Associates, P.C.
P.O. Box 141547
Grand Rapids, MI 49514
(616) 784-1700